

2684



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

**Dodla**

Serial No.: 09/473,763

Filed: December 29, 1999

For: **BROADCAST SHORT MESSAGE  
SERVICE**

Attorney's Docket No. 4015-1050

Examiner  
Iqbal, Khawar  
Art Unit 2684

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**REMARKS**

In response to the Office Action of December 13, 2001, Applicant submits the following remarks. If any fees for the Response are required, Applicant submits that this be considered a Petition therefore, and the Commissioner is hereby authorized to charge Deposit Account 18-1167.

Applicant claims a short message delivery system for use in a wireless communication system that transmits a short message to a plurality of users substantially simultaneously. In the context of Applicant's claims, "substantially simultaneously" means that the short message is transmitted by the transceiver to a plurality of selected users at the same time, but may reach the different users at various times due to propagation delay and other factors. Applicant clearly supports this definition of "substantially simultaneously" throughout the specification, and directs the Examiner's attention to page 6, lines 12-4, which reads: "...the mobility server 40 then passes the formatted data to the transceiver 50, which then simultaneously transmits the short message to all of the selected mobile communication units 26a." Thus, the transceiver does not